Application No.: 09/687,734 Response dated:, April 8, 2005

Reply to Office Action of: February 105, 2005

## REMARKS

Reconsideration of the present claims, in light of the Remarks which follow is respectfully requested.

Claims now before the Examiner are 1-4 and 6-21. Applicant notes that the Examiner has left out claim 20 from his numbering of the claims. This claim (20) is active, and has been from the original filing. Notice that claim 20 has been considered is respectfully requested.

The numbering in this Response will correspond to the numbering in the Examiner's action.

1. No Response Necessary

## **Double Patenting**

2. & 3. Claims 1-4, 6-19 and 21 stand Rejected under the judicially created doctrine of obviousness-type double patenting over US 6,852,659.

Applicant has filed a Terminal Disclaimer (on March 1, 2005). Withdrawal of the Rejection is respectfully requested.

4. - 6. No response necessary.

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All of the Examiner's points have been addressed.

All the claims are in condition for allowance.

Note is made that the correspondence should be sent to:

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However the telephone number for Douglas W. Miller is (409) 763-4200.

Respectfully submitted,

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## CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

April·8, 2005

Date

Douglas W. Miller

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